

**ADVISORY COMMISSION ON PESTICIDES
VETERANS' MEMORIAL AUDITORIUM
5825 FLORIDA BLVD.
BATON ROUGE, LA 70806
OCTOBER 21, 2010
Minutes**

CALL TO ORDER

The meeting was called to order by Vice-Chairman Dr. Grady Coburn at 9:30 am.

ROLL CALL

Members present: Dr. Grady Coburn, Dwayne O'Brien, Bill Pondrom (alternate for Mike Vasko), Randy Verette (alternate for Wayne Ducote, Wayne Kent, Billy Guthrie, Dr. Gary Ross, and Dr. Marcia Hardy.

Members absent: Doug Duty, Mike Vasko, Wayne Ducote, Mike Robichaux and Smitty Smith. There is a quorum present.

Others present: David Fields, Bobby Simoneaux, Lindsey Hunter, Assistant Attorney General, Todd Parker, LDAF, Tyrone Dudley, LDAF, Fran McVea, LDAF and Mary Anderson, LDAF.

ADJUDICATORY HEARING

W. Gordon Boogaerts, Case No. 1436 - Mr. Montgomery presented the case No. 1436. Mr. Boogaerts stipulated to 1 violation and a fine of \$500. Mr. Fields read the stipulation.

Motion: Mr. Kent made a motion to accept the stipulation as read. This motion was seconded by Mr. O'Brien and passed unanimously.

John Robert Gaumnitz, Case No. 1437 - The hearing officer granted a continuance of this case.

Lary D. Gaff, Case No. 1438 - - Mr. Montgomery presented the case No. 1438. Mr. Graf stipulated to 1 violation and a fine of \$500. Mr. Fields read the stipulation.

Motion: Mr. Guthrie made a motion to accept the stipulation as read. This motion was seconded by Dr. Coburn and passed unanimously.

Kenneth Kunkle, Case No. 1440 - - Mr. Montgomery presented the case No. 1440. Mr. Kunkle stipulated to 1 violation and a fine of \$500. The department dismissed the 2nd violation as charged. Mr. Fields read the stipulation.

Motion: Mr. Kent made a motion to accept the stipulation as read. This motion was seconded by Mr. O'Brien and passed unanimously.

Tractor Supply, Case No. 1442 - - Mr. Montgomery presented the case No. 1442. Tractor Supply stipulated to 3 violations and a fine of \$750. Mr. Fields read the stipulation.

Motion: Mr. O'Brien made a motion to accept the stipulation as read. This motion was seconded by Mr. Verret and passed unanimously.

Michael Shuler, Case No. 1443 - Mr. Montgomery presented the case No. 1433. Mr. Shuler stipulated to 3 violations and a fine of \$750. Mr. Fields read the stipulation.

Motion: Mr. Kent made a motion to accept the stipulation as read. This motion was seconded by Dr. Hardy and passed unanimously.

Wyndell Wroten, Case No. 1447 - Mr. Montgomery presented the case No. 1447. Mr. Wroten stipulated to 1 violation and a fine of \$500. Mr. Fields read the stipulation.

Motion: Dr. Coburn made a motion to accept the stipulation as read. This motion was seconded by Mr. Guthrie and passed unanimously.

APPROVAL OF MINUTES

Motion: A motion was made by Mr. Verret to approve the minutes.

This motion was seconded by Mr. O'Brien . Dr. Coburn called for Public Comment.

There was no public comment. This motion passed unanimously.

AMENDMENTS TO AGENDA

There were no amendments to the agenda.

CITIZEN COMMENTS

There were no citizen comments.

DEPARTMENT REPORTS

Mr. Simoneaux gave the department reports.

NPDES Permit – 2011 – Mr. Simoneaux reported that the date to have the permit in place is April 2011. When approved, the permit will be in place for a period of 5 years.

Mr. Simoneaux and Mr. Fields attended a EPA workshop for problems with Tarnish Plant Bugs on cotton. The workshop gave a good education and understanding of the problem.

Mr. Simoneaux reported on the Well blowout in Paincourtville. This well is located in the middle of thousands of acres of sugarcane. The blowout lasted 16 days and eventually collapsed in and capped itself. Sugar Cane was destroyed ¼ mile around the well site. There are high levels of salt and it will probably take 3 to 5 or more years to get soil ready to plant again.

The number of drift complaints has stayed the same but the types of drift are changing. The complaints are coming in as Agriculture damage on rice, corn, cotton and wheat. Round up ready crops are being planted next to non-roundup ready crops.

The staff has met with Dr. Paul Coriel, LSU Ag Center Extension Director and the Drift Task Force for drift education for Aerial and ground applications.

OLD BUSINESS

None

NEW BUSINESS

None

PUBLIC COMMENT

None

CITIZEN COMMENTS

None

FUTURE MEETING

March 17, 2011

ADJOURN

Motion: Mr. Guthrie made a motion to adjourn. This motion was seconded and passed unanimously.